

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

ERIC R. BAHE, Custodian, CGM Roth  
Conversion IRA,

Plaintiff,

VS.

FRANKLIN/TEMPLETON  
DISTRIBUTORS, INC., FRANK T.  
CROHN, BURTON J. GREENWALD,  
CHARLES RUBENS II, LEONARD  
RUBIN, and WILLIAM J. LIPPMAN,

Defendants, and

FRANKLIN BALANCE SHEET  
INVESTMENT FUND,

Nominal Defendant.

Civil Action No. 04-11195-MLW

**ASSENTED TO MOTION FOR LEAVE TO FILE MEMORANDUM IN  
EXCESS OF 20 PAGES IN OPPOSITION TO DEFENDANTS' MOTIONS TO DISMISS**

Now comes the Plaintiff Eric R. Bahe, and he respectfully moves, pursuant to Local Rule 7.1(B)(4), for leave to file a memorandum in opposition to defendants' motions to dismiss in excess of 20 pages. The Plaintiff says in support thereof that the Defendants filed two motions to dismiss and two memoranda of law in support thereof. The Plaintiff's memorandum responds to and opposes both motions, and the Plaintiff needs the additional pages to adequately do so.

The Plaintiff has been advised by counsel for all of the Defendants that they assent to the allowance of this motion.

Dated: October 4, 2004

Respectfully submitted by the attorneys for the Plaintiff,

/s/ Edward F. Haber

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